

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Michael T. Brennan et. al.

Serial No.: Not assigned

Filing Date: 10/29/2002

For: Bracket System And Method For Use
With Remote Reading Water Meters



Mail Stop Reconstruction
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

PETITION TO INVOKE SUPERVISORY AUTHORITY
OF THE DIRECTOR TO RECONSTRUCT PATENT APPLICATION

This is a petition under 35 USC §1.181(a)(3) to invoke the supervisory authority of the Director, or alternatively is a request, to reconstruct the subject application and accord the same a serial number so that processing and examination of the application can proceed forthwith.

The facts are as follows:

- On Oct. 23, 2002 Applicant's undersigned attorney mailed, by first class mail through the USPS, to the United States Patent & Trademark Office the subject application comprising: 1) a cover sheet dated Oct. 23, 2002 and file number A97423 with the signature of Applicants' attorney; 2) ten pages of patent specification, seven claims and four drawing sheets; and 3) a return postcard addressed to Applicant's undersigned attorney on the obverse side with a PATENT OFFICE ACKNOWLEDGEMENT OF FILING APPLICATION on the reverse side.

- The said return postcard was received, through the USPS, back by Applicant's attorney on Nov. 4, 2002. Attached as Exhibit A are true and correct copies of the obverse and reverse sides of that return postcard as received by Applicant's attorney showing the undersigned's Nov. 4, 2002 date stamp as well as the Patent & Trademark Office stamp bearing "O I P E JC95" with the date of Oct. 29, 2002. The

postcard recited that the application being filed was entitled Bracket System & Method and that it had ten pages of specification, seven claims and four drawing sheets with the File No. A97423. No serial number appears on the postcard.

- The attached document market Exhibit B and entitled BRACKET SYSTEM AND METHOD FOR USE WITH REMOTE-READING WATER METERS, comprising a one page cover sheet, ten pages of specification, seven claims and four drawing sheets, is a true and correct copy from Applicant's attorney file no. A97423 of the original application that was mailed to the Patent Office on Oct. 23, 2002 along with the above-mentioned cover sheet and return postcard.
- No Filing Receipt, Notice of Missing Parts or other information showing a serial number or any other information have been received from the Patent Office regarding the said application;
- On April 22, 2003 Applicant's attorney mailed to the Patent Office a STATUS ENQUIRY, a copy of which is attached as Exhibit C. No response has been received from the Patent Office on that STATUS ENQUIRY.

The undersigned hereby declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Accordingly, reconstruction of the accompanying application is solicited.

Date: Jun 28, 2003


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